



Docket No.: 249432US2SRD DIV

DPJ \$  
**OBLON**  
**SPIVAK**  
**McCLELLAND**  
**MAIER**  
**NEUSTADT**  
P.C.

ATTORNEYS AT LAW

ECKHARD H. KUESTERS  
(703) 413-3000  
EKUESTERS@OBLON.COM

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/790,110

Applicants: Takeshi UENO, et al.

Filing Date: March 2, 2004

For: BALANCED AMPLIFIER AND FILTER USING THE  
SAME

Group Art Unit: 2817

Examiner: CHOE, H.

SIR:

Attached hereto for filing are the following papers:

**REQUEST FOR RECONSIDERATION UNDER 37 CFR §1.111  
TERMINAL DISCLAIMER**

Our check in the amount of **\$110.00** is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

11/16/2004 AAD0F01 00000120 10790110

01 FC:1814

110.00 OP

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters

Registration No. 28,870

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Takeshi UENO, et al.

SERIAL NO: 10/790,110

GAU: 2817

FILED: March 2, 2004

EXAMINER: CHOE, H.

FOR: BALANCED AMPLIFIER AND FILTER USING THE SAME

**TERMINAL DISCLAIMER**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

KABUSHIKI KAISHA TOSHIBA is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment, said Assignment having been recorded in the U.S. Patent and Trademark Office at reel no. 013675, frame(s) 0543.

KABUSHIKI KAISHA TOSHIBA hereby disclaims the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as presently shortened by any terminal disclaimer of Patent No. 6,781,464, and hereby agrees that any patent so granted on said above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,781,464, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

KABUSHIKI KAISHA TOSHIBA does not disclaim any terminal part of any patent granted on the above-captioned application that would extend to the full statutory term as defined in 35 U.S.C. 154 and 173 as presently shortened by any terminal disclaimer of Patent No. 6,781,464 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters  
Registration No. 28,870

November 12, 2004

Date Signed

Customer Number

22850

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 05/03)

Eckhard H. Kuesters  
Registration No. 28,870